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Robert J. Lemons

Attorneys for Lehman Brothers Holdings Inc.  
and Certain of Its Affiliates

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

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:  
**In re** : **Chapter 11 Case No.**  
:  
**LEHMAN BROTHERS HOLDINGS INC., et al.,** : **08-13555 (JMP)**  
:  
**Debtors.** : **(Jointly Administered)**  
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**NOTICE OF PRESENTMENT OF  
STIPULATION AND ORDER REGARDING CLAIM NUMBER 60631**

**PLEASE TAKE NOTICE** that the undersigned will present the annexed Stipulation and Order between Lehman Brothers Holdings Inc., as Plan Administrator under the Modified Third Amended Joint Chapter 11 Plan of Lehman Brothers Holdings Inc. and Its Affiliated Debtors for the entities in the above referenced chapter 11 cases, and White & Case LLP regarding claim number 60631 (the "Order") to the Honorable James M. Peck, United States Bankruptcy Judge, for signature on **August 30, 2012 at 10:00 a.m. (Prevailing Eastern Time)**.

**PLEASE TAKE FURTHER NOTICE** that unless a written objection to the Stipulation and Order with proof of service, is served and filed with the Clerk of the Court and a courtesy copy is delivered to the Bankruptcy Judge's chambers and the undersigned so as to be received by **August 29, 2012 at 12:00 noon (Prevailing Eastern Time)**, there will not be a hearing and the Stipulation and Order may be signed.

**PLEASE TAKE FURTHER NOTICE** that if a written objection is timely served and filed, a hearing (the "Hearing") will be held to consider the Stipulation and Order on **September 27, 2012 at 10:00 a.m. (Prevailing Eastern Time)** before the Honorable James M. Peck, United States Bankruptcy Judge, at the United States Bankruptcy Court, Alexander Hamilton Customs House, Courtroom 601, One Bowling Green, New York, New York 10004.

**PLEASE TAKE FURTHER NOTICE** that objecting parties are required to attend the Hearing, and failure to appear may result in relief being granted or denied upon default.

Dated: August 22, 2012  
New York, New York

/s/ Robert J. Lemons  
Robert J. Lemons  
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<b>In re</b>	:
	:
<b>LEHMAN BROTHERS HOLDINGS INC., et al.,</b>	:
	:
<b>Debtors.</b>	:
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**Chapter 11 Case No.**  
**08-13555 (JMP)**  
**(Jointly Administered)**

**STIPULATION AND ORDER  
REGARDING CLAIM NUMBER 60631**

Lehman Brothers Holdings Inc. (“LBHI” and the “Plan Administrator”), as Plan Administrator under the Modified Third Amended Joint Chapter 11 Plan of Lehman Brothers Holdings Inc. and Its Affiliated Debtors (the “Plan”) for the debtors in the above referenced chapter 11 cases (the “Chapter 11 Estates”), and White & Case LLP (the “White & Case,” and together with the Plan Administrator, the “Parties”), hereby stipulate and agree as follows:

**RECITALS:**

A. Commencing on September 15, 2008 and periodically thereafter, LBHI and certain of its subsidiaries commenced with this Court voluntary cases (together, the “Chapter 11 Cases”) under chapter 11 of title 11 of the United States Code (the “Bankruptcy Code”). The Chapter 11 Cases have been consolidated for procedural purposes only and are being jointly administered pursuant to rule 1015(b) of the Federal Rules of Bankruptcy Procedure (the “Bankruptcy Rules”).

B. By order, dated July 2, 2009 [ECF No. 4271] (the “Bar Date Order”), the Court established: (i) September 22, 2009 as the deadline to file proofs of claim (each a “Proof of Claim”) against the Chapter 11 Estates; (ii) October 22, 2009 as the deadline for the filing of questionnaires with respect to any Derivative Contract and Guarantee (each as defined in the Bar Date Order) claims; and (iii) November 2, 2009 as the deadline to file Proofs of Claim with respect to any Lehman Programs Securities (as defined in the Bar Date Order).

C. The Bar Date Order contemplated entities filing Proofs of Claim based on Lehman Programs Securities on behalf of their customers and clients and provides that “claims based on any Lehman Program[s] Security shall not be disallowed on the ground that such claims were not filed by the proper party or an authorized agent, as contemplated by Bankruptcy Rule 3001(b).” (Bar Date Order at 11.)

D. On October 30, 2009, White & Case filed a Proof of Claim against LBHI, which was assigned claim number 60631 by the court-approved claims agent (the “Claims Agent”), asserting claims based on Lehman Programs Securities (collectively, the “Claim”). The Lehman Programs Securities (the “Claimed Securities”) from which the claims that comprise the Claim arise are held by certain banks (each, a “Bank,” and together, the “Banks”), who either hold the Claimed Securities for their own account or act as custodians of the Claimed Securities that are beneficially owned by customers of the Banks.

E. Some of the Banks subsequently transferred portions of the Claim to other parties (such portions of the Claim, the “Transferred Claims”), and the remaining portion of the Claim is asserted in unliquidated amounts (such portion of the Claim, the “Remaining Claim”).

F. With respect to the Remaining Claim, certain Claimed Securities have been allowed in the amount of \$193,882,076.31 pursuant to the Order Approving Procedures for

Determination of the Allowed Amount of Claims Filed Based on Structured Securities Issued or Guaranteed by Lehman Brothers Holdings Inc. [ECF No. 19120] (the “Structured Securities Order”). The portion of the Remaining Claim relating to the Claimed Security with ISIN CH0015586842 and Blocking Number (as defined in the Bar Date Order) 400239 has been disallowed and expunged pursuant to the Order Granting Two Hundred Ninety-Seventh Omnibus Objection to Claims (Invalid or No Blocking Number LPS Claims) [ECF No. 29126]. The portion of the Remaining Claim relating to the Claimed Securities with ISIN’s DE000A0LJV62, DE000A0SG1R9, and DE000A0TVPR6 and Blocking Numbers 2429053, 2420000, and 2009001, respectively, are currently the subject of the Three Hundred Thirty-Fifth Omnibus Objection to Claims (Invalid or No Blocking Number LPS Claims) [ECF No. 29330]. The portion of the Remaining Claim based on the securities identified on and subject to the Order Clarifying the Debtors’ Supplemental Notice and the Bar Date Order with Respect to Claims Relating to Lehman Programs Securities Issued by LBHI [ECF No. 7702] (the “LBHI Issued LPS Order”) shall be disregarded in accordance with such order.<sup>1</sup> The other Claimed Securities have not yet been allowed but are still active on the claims register. All parts of the Remaining Claim are subject to this Stipulation and Order.

G. On December 6, 2011, the Court entered an order confirming the Plan [ECF No. 23023] (the “Confirmation Order”). The Effective Date (as defined in the Plan) occurred on March 6, 2012. Pursuant to the Plan, the Plan Administrator is authorized to control and effectuate the claims reconciliation process with respect to claims filed against LBHI.

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<sup>1</sup> On August 5, 2011 and September 30, 2011, LBHI amended its schedules of liabilities to recognize the LBHI Issued LPS (as defined in the LBHI Issued LPS Order) as valid liabilities.

H. White & Case has requested that all distributions under the Plan related to the Remaining Claim be sent directly to the Banks that own or act as custodians of the relevant Claimed Securities.

I. For the sake of administrative convenience, the Parties agree to (i) deem the Banks the holders of the Remaining Claim corresponding to the Claimed Securities they hold (either for their own account or for the benefit of their customers), and (ii) the assignment of individual claim numbers for each Bank accordingly.

**NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED BY AND BETWEEN THE PARTIES, AND, UPON COURT APPROVAL HEREOF, IT SHALL BE ORDERED THAT:**

1. The Recitals set forth above form an integral part of this Stipulation and Order and are incorporated fully herein.

2. The Remaining Claim shall be deemed held by the Banks as set forth on Exhibit A. The Claims Agent shall update the claims registry to reflect (i) new claim numbers (the “Bank Claims”) assigned to each of the Banks, as indicated on Exhibit A, and the Bank Claims shall reflect the claimed amounts set forth on Exhibit A, and (ii) a reduction of the Claim in the aggregate amount of the Bank Claims. Upon the entry of this Stipulation and Order, each Bank shall be responsible for taking any and all actions with respect to its respective Bank Claim. White & Case shall remain a notice party on behalf of each Bank with respect to the Bank Claims.

3. Subject to the determination of the amount in accordance with the Structured Securities Order, the Plan Administrator reserves all rights, if any, to object to any Bank Claim.

4. This Stipulation and Order contains the entire agreement between the Parties as to the subject matter hereof and supersedes all prior agreements and undertakings between the Parties relating thereto.

5. This Stipulation and Order shall be binding upon and inure solely to the benefit of the Parties hereto and their respective successors and assigns. Nothing contained herein, express or implied, is intended to or shall confer upon any other person or entity any legal or equitable right, benefit, or remedy of any nature whatsoever under or by reason of this Stipulation and Order.

6. Each person who executes this Stipulation and Order represents that he or she is duly authorized to do so on behalf of the respective Party or Parties hereto and that each such party has full knowledge and has consented to this Stipulation and Order.

7. This Stipulation and Order may be executed in counterparts, each of which shall be deemed an original but all of which together shall constitute one and the same instrument, and it shall constitute sufficient proof of this Stipulation and Order to present any copy, copies, electronic copies, or facsimiles signed by the Parties hereto to be charged.

8. This Stipulation and Order shall be governed by and interpreted in accordance with the laws of the state of New York, except to the extent that the Bankruptcy Code applies, without regard to principles of conflict of laws that would require the application of laws of another jurisdiction.

9. The Bankruptcy Court shall have exclusive jurisdiction over any and all disputes arising out of or otherwise relating to this Stipulation and Order. Should the Bankruptcy Court abstain from exercising its jurisdiction or be found not to have jurisdiction over a matter relating to this Stipulation and Order, such matter shall be adjudicated in either the United States

District Court, for the Southern District of New York or a court of competent jurisdiction in the  
State of New York.

*[Signature Page to Follow]*

Dated: August 22, 2012  
New York, New York

/s/ Michael Ruetzel  
Michael Ruetzel

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Germany  
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Attorneys for White & Case LLP

Dated: August 22, 2012  
New York, New York

/s/ Robert J. Lemons  
Robert J. Lemons

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Attorneys for Lehman Brothers Holdings Inc.  
and Certain of Its Affiliates

SO ORDERED, this  
\_\_\_ day of August, 2012 in New York

\_\_\_\_\_  
United States Bankruptcy Judge

**Exhibit A**

<b>Proposed New Holder</b>	<b>Filed Amount</b>	<b>Allowed Amount</b>	<b>Proposed New Claim Number</b>
Allianz Bank	\$0.00	\$40,481.61	200073
Baden-Württembergische Bank	\$0.00	\$12,307,352.33	200074
BHF Bank	\$0.00	\$33,723.81	200075
Bremer Landesbank	\$0.00	\$677,844.43	200076
comdirect Bank	\$0.00	\$82,175.86	200077
Commerzbank AG	\$0.00	\$37,212.77	200078
Commerzbank AG (Berlin)	\$0.00	\$10,338.04	200079
Commerzbank AG Frankfurt	\$0.00	\$66,458.85	200080
Commerzbank Lauf	\$0.00	\$5,907.45	200081
Cortal Consors S.A.	\$0.00	\$18,315.33	200082
DAB bank AG	\$0.00	\$33,723.81	200083
Delbrueck Bethmann Maffei AG	\$0.00	\$150,193.79	200084
Deutsche Apotheker- und Ärztebank	\$0.00	\$39,980.33	200085
Deutsche Bank	\$0.00	\$10,840.42	200086
Deutsche Bank 24 AG	\$0.00	\$13,954.79	200087
Deutsche Bank AG	\$0.00	\$101,869.22	200088
Deutsche Postbank Köln	\$0.00	\$70,959.45	200089
Dresdner Bank AG Frankfurt	\$0.00	\$5,310.77	200090
Dresdner Bank AG Hannover	\$0.00	\$7,384.32	200091
Frankfurter Sparkasse	\$0.00	\$113,175,277.37	200092
Hannoversche Volksbank	\$0.00	\$9,933.74	200093
Hannoversche Volksbank eG	\$0.00	\$58,228.94	200094
HSH Nordbank AG	\$0.00	\$110,464.85	200095
ING-Diba AG	\$0.00	\$75,136.49	200096
Kasseler Sparkasse	\$0.00	\$242,759.61	200097
Kreissparkasse Böblingen	\$0.00	\$10,661.46	200098
Kreissparkasse Eichsfeld	\$0.00	\$211,920.05	200099
Kreissparkasse Freudenstadt	\$0.00	\$18,606.39	200100
Kreissparkasse Gelnhausen	\$0.00	\$295,040.20	200101
Kreissparkasse Gotha	\$0.00	\$106,144.57	200102
Kreissparkasse Groß-Gerau	\$0.00	\$840,531.26	200103
Kreissparkasse Herzogtum Lauenburg	\$0.00	\$1,004,242.34	200104
Kreissparkasse Köln	\$0.00	\$18,606.38	200105
Kreissparkasse Northeim	\$0.00	\$31,249.40	200106
Kreissparkasse Saalfeld-Rudolstadt	\$0.00	\$130,462.83	200107
Kreissparkasse Saarlouis	\$0.00	\$1,097,776.79	200108
Kreissparkasse Schlüchtern	\$0.00	\$66,440.65	200109
Kreissparkasse Schwalm-Eder	\$0.00	\$391,204.46	200110
Kreissparkasse Waiblingen	\$0.00	\$11,241.27	200111
Kreissparkasse Weilburg	\$0.00	\$80,993.17	200112
Landesbank Baden-Württemberg	\$0.00	\$21,243.09	200113
Landessparkasse zu Oldenburg	\$0.00	\$354,374.63	200114
Mittelbrandenburgische Sparkasse in Potsdam	\$0.00	N/A	200115
Nassauische Sparkasse	\$0.00	\$25,874.23	200116
Norddeutsche Landesbank	\$0.00	N/A	200117
OnVista Bank GmbH	\$0.00	\$11,241.27	200118
OstseeSparkasse Rostock	\$0.00	\$470,704.04	200119

<b>Proposed New Holder</b>	<b>Filed Amount</b>	<b>Allowed Amount</b>	<b>Proposed New Claim Number</b>
Postbank Köln	\$0.00	\$59,583.44	200120
SEB Bank Frankfurt	\$0.00	\$33,316.94	200121
Spar- und Leihkasse zu Bredstedt	\$0.00	\$676,913.47	200122
Sparda Bank Hessen eG	\$0.00	\$98,450.25	200123
Sparkasse Arnstadt-Ilmenau	\$0.00	\$10,233.50	200124
Sparkasse Baden-Baden Gaggenau	\$0.00	\$92,101.48	200125
Sparkasse Battenberg / S-Broker	\$0.00	\$0.00	200126
Sparkasse Bensheim	\$0.00	\$270,027.68	200127
Sparkasse Bielefeld	\$0.00	\$14,557.24	200128
Sparkasse Bochum	\$0.00	N/A	200129
Sparkasse Bodensee	\$0.00	\$18,606.39	200130
Sparkasse Bremerhaven	\$0.00	\$8,138.34	200131
Sparkasse Coburg-Lichtenfels	\$0.00	\$648,608.91	200132
Sparkasse Dieburg	\$0.00	\$991,397.11	200133
Sparkasse Essen	\$0.00	N/A	200134
Sparkasse Freyung-Grafenau	\$0.00	\$283,821.20	200135
Sparkasse Fulda	\$0.00	\$513,820.11	200136
Sparkasse Gera-Greiz	\$0.00	\$298,394.18	200137
Sparkasse Gießen	\$0.00	\$198,379.62	200138
Sparkasse Goslar/Harz	\$0.00	\$226,141.39	200139
Sparkasse Gronau	\$0.00	\$21,659.92	200140
Sparkasse Grünberg	\$0.00	\$77,242.92	200141
Sparkasse Gummersbach-Bergneustadt	\$0.00	\$475,400.43	200142
Sparkasse Gütersloh	\$0.00	N/A	200143
Sparkasse Hanau	\$0.00	\$944,219.35	200144
Sparkasse Hannover	\$0.00	\$33,045,156.80	200145
Sparkasse Herford	\$0.00	\$440,797.02	200146
Sparkasse Holstein	\$0.00	\$14,191.06	200147
Sparkasse Jena-Saale-Holzland	\$0.00	\$86,624.06	200148
Sparkasse KölnBonn	\$0.00	\$7,236,944.30	200149
Sparkasse Krefeld	\$0.00	\$1,091,483.78	200150
Sparkasse Langen-Seligenstadt	\$0.00	\$80,070.89	200151
Sparkasse Leipzig	\$0.00	\$416,882.55	200152
Sparkasse Leverkusen	\$0.00	N/A	200153
Sparkasse Lüdenscheid	\$0.00	\$18,613.30	200154
Sparkasse Marburg-Biedenkopf	\$0.00	\$1,451,244.47	200155
Sparkasse Märkisches Sauerland Hemer - Menden	\$0.00	\$113,528.46	200156
Sparkasse Mittelfranken-Süd	\$0.00	\$113,528.46	200157
Sparkasse Mittelhüringen	\$0.00	\$239,367.08	200158
Sparkasse Münsterland Ost	\$0.00	\$7,588.29	200159
Sparkasse Oberhessen	\$0.00	\$200,994.75	200160
Sparkasse Odenwaldkreis	\$0.00	\$59,970.50	200161
Sparkasse Rhein-Nahe	\$0.00	\$5,310.77	200162
Sparkasse Rhön-Rennsteig	\$0.00	\$99,805.48	200163
Sparkasse Rotenburg-Bremervörde	\$0.00	\$16,260.63	200164
Sparkasse Schaumburg	\$0.00	N/A	200165
Sparkasse Schwelm	\$0.00	\$36,099.86	200166

<b>Proposed New Holder</b>	<b>Filed Amount</b>	<b>Allowed Amount</b>	<b>Proposed New Claim Number</b>
Sparkasse Spree-Neiße	\$0.00	\$10,661.46	200167
Sparkasse Starkenburg	\$0.00	\$2,430,524.36	200168
Sparkasse Südliche Weinstraße Landau	\$0.00	\$34,058.54	200169
Sparkasse Ulm	\$0.00	\$7,095.53	200170
Sparkasse Vest-Recklinghausen	\$0.00	N/A	200171
Sparkasse Waldeck-Frankenberg	\$0.00	\$191,538.05	200172
Sparkasse Werra-Meißner	\$0.00	\$1,517,656.66	200173
Sparkasse Westmünsterland/S-Broker	\$0.00	N/A	200174
Sparkasse Wetzlar	\$0.00	\$902,396.44	200175
Sparkasse Witten	\$0.00	\$535,918.82	200176
Sparkasse Zollernalb	\$0.00	N/A	200177
Stadt- und Kreis-Sparkasse Darmstadt	\$0.00	\$1,793,784.86	200178
Städt. Sparkasse Offenbach a. M.	\$0.00	\$355,207.03	200179
Stadtsparkasse Augsburg	\$0.00	\$147,886.34	200180
Stadtsparkasse Baden-Baden Gaggenau	\$0.00	\$23,257.97	200181
Stadtsparkasse Barsinghausen	\$0.00	\$22,705.69	200182
Stadtsparkasse Emmerich-Rees	\$0.00	\$443,781.68	200183
Stadt-Sparkasse Gelsenkirchen	\$0.00	\$122,130.30	200184
Stadtsparkasse Grebenstein	\$0.00	\$6,043.08	200185
Stadtsparkasse Schwerte	\$0.00	\$132,975.44	200186
Stadtsparkasse Wuppertal	\$0.00	N/A	200187
Stuttgarter Volksbank AG	\$0.00	\$44,965.08	200188
TaunusSparkasse	\$0.00	\$1,369,210.61	200189
VerbundSparkasse Emsdetten-Ochtrup	\$0.00	\$163,915.23	200190
Vereinigte Volksbank Maingau eG.	\$0.00	\$6,663.39	200191
Volksbank Bielefeld	\$0.00	\$47,672.70	200192
Volksbank Göppingen eG	\$0.00	\$16,861.90	200193
Volksbank Kurpfalz	\$0.00	\$73,068.25	200194
Volksbank Weinheim eG	\$0.00	\$13,954.79	200195
Volksbank Weschnitztal EG	\$0.00	\$26,653.55	200196
Wartburg-Sparkasse	\$0.00	\$121,625.32	200197